



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

an equal opportunity employer

RETURNED TO SENDER

REASON CHECKED

Unclaimed ☐ Refused ☐

Addressee unknown ☐

Insufficient Address ☐

No such street number ☐

No such office in state ☐

Do not remain in this envelope ☐

PS

Fold at line over top of envelope to the right
of the return address.

CERTIFIED

P 074 978 811

MAIL

JOSEPH LASTELLA
P O BOX 570
SPANISH FORK UT 84660

RECEIVED

FEB 27 1991

DIVISION OF
OIL, GAS & MINING

S/047/048

DOGM

JB

1/28/91 LPB

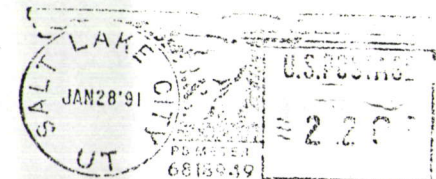
P 074 978 811

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to	JOSEPH LASTELLA
Street and No.	P O BOX 570
P.O. State and ZIP Code	SPANISH FORK UT 84660
Postage	\$ 4.55
Certified Fee	\$ 1.00
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 22.00
Postmark of Date	JAN 28 1991

Form 3800, June 1985



1-29

24

2-17



Norman H. Bangerter
Governor
Dee C. Hansen
Executive Director
Dianne R. Nielson, Ph.D.
Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

DOGM
MINERALS PROGRAM
FILE COPY

RECEIVED BY DIVISION
UNOPENED 2/27/91
UNCLAIMED:

1/29
2/4
2/17

Jonny Gillego

January 28, 1991

CERTIFIED RETURN RECEIPT
P 074 978 811

Mr. Joseph LaStella
P. O. Box 570
Spanish Fork, Utah 84660

Dear Mr. LaStella:

Re: BLM Notice of Noncompliance, Sno-Ben #2, Uintah County, Utah, Division of Oil, Gas and Mining File #S/047/048, Uintah County, Utah

In February of 1990, the Division became aware of a Plan of Operations for the above-referenced mine site filed by you with the BLM office in Vernal. In April 1990, the Division received copy of the March 2, 1990, BLM Notice of Noncompliance decision for your failure to comply with BLM requests to amend your notice and remove your house trailer from the site. That BLM registered letter to you was unclaimed and a second registered letter was sent in July 1990. The second letter also went unclaimed.

In June 1990, the Division sent a registered letter to you (copy enclosed) requesting reclamation of the site by compliance with the BLM's requests, which also went unclaimed. In August 1990, a joint inspection of the Sno-Ben #2 site was performed by Division and BLM personnel to document the current status of the site.

Recent correspondence copied to the Division by the BLM indicates that you have now established a record of noncompliance and furthermore, the BLM requests that you reclaim the site within 30 days of receipt of their letter or they will conduct the reclamation and initiate legal procedures to collect the expense from you.

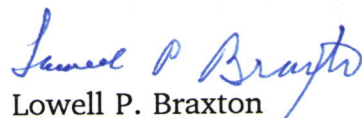
Page 2
Joseph LaStella
S/047/048
January 28, 1991

At this time, the Division hereby directs you to fully reclaim the mine site by complying with the BLM's directives no later than 60 days from the date of this letter. If you fail to reclaim the mine site, the Division will initiate a Notice of Agency Action which may result in an issuance of an emergency Board Order which would require you to appear before the Board of Oil, Gas and Mining, and indicate why the State should not require immediate and complete reclamation of the mine site. In addition, pursuant to Rule R613-003-111, the Board of Oil, Gas and Mining, may after notice and hearing, order that: 1) Reclamation be conducted by the Division; and 2) the costs and expenses of reclamation, together with costs of collection, including attorney's fees, be recovered in a civil action brought by the Attorney General against the operator in any appropriate court.

Under the Utah Mined Land Reclamation Act, Title 40, Chapter 8, Section 40-8-9, (1)(a) "Any person, owner, or operator who willfully or knowingly evades this chapter ... is guilty of a misdemeanor and, upon conviction is subject to a fine of not more than \$10,000 for each violation. (b) Each day of willful failure to comply with an emergency order is a separate violation," (refer to attachment).

Please contact myself or Wayne Hedberg, Minerals Reclamation Supervisor, if you have any questions regarding the content and/or requirements of this letter.

Sincerely,



Lowell P. Braxton
Associate Director, Mining

jb
Attachment
cc: Pete Sokolosky, BLM, Vernal RA
Tom Mitchell, Assistant Attorney General
Minerals Staff
S047048.1